

REFERENCE TITLE: mine reclamation plan review; costs

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2502

Introduced by
Representative McComish

AN ACT

AMENDING SECTION 27-935, ARIZONA REVISED STATUTES; RELATING TO MINE
RECLAMATION PLANS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 27-935, Arizona Revised Statutes, is amended to
3 read:
4 27-935. Plan review and evaluation by private consultants:
5 reporting expenditures
6 A. Subject to section 38-503 and other applicable statutes and rules,
7 the state mine inspector may contract with a private consultant for the
8 purpose of assisting the inspector in reviewing reclamation plans that are
9 submitted under this chapter to determine whether the plans meet
10 the criteria and requirements of this chapter and the rules adopted by the
11 inspector.
12 B. The inspector shall pay the consultant for the services rendered
13 from the inspector's appropriation under section 27-934. The inspector shall
14 report to the staff director of the joint legislative budget committee:
15 1. Expenditures of ~~money~~ MONIES for purposes of this section.
16 2. The name and address of each consultant.
17 3. The plan submittals that cause the expenditure of the monies.
18 C. IF THE INSPECTOR IS UNABLE TO COMPLETE THE REVIEW OF THE
19 APPLICANT'S PLAN WITHIN THE DEADLINES PRESCRIBED BY SECTION 27-972 BECAUSE
20 ADEQUATE RESOURCES ARE NOT AVAILABLE TO PAY THE PRIVATE CONSULTANT TO REVIEW
21 THE PLAN, THE APPLICANT MAY REQUEST, AND THE INSPECTOR MAY APPROVE, AN
22 ARRANGEMENT FOR THE APPLICANT TO PAY DIRECTLY TO A PRIVATE CONSULTANT
23 SELECTED BY THE INSPECTOR THE CONSULTANT'S ACTUAL COSTS OF REVIEWING THE
24 PLAN, NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS. THE APPLICANT SHALL PAY
25 THE CONSULTANT AFTER THE CONSULTANT HAS COMPLETED THE REVIEW TO THE
26 INSPECTOR'S SATISFACTION AND THE INSPECTOR HAS REVIEWED AND APPROVED THE
27 CONSULTANT'S TABULATED SUMMARY OF COSTS INCURRED IN THE PLAN REVIEW.